

FILED
JULY 17 2004
CLERK

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

04 MAY 17 PM 3:22

BILLY BRANTLEY, TODD TOLBERT,
RODNEY V. JONES, AND ANTHONY
MARTIN,

Plaintiffs,

vs.

CINERGY CORPORATION,

Defendant.

CASE NO.: 01-CV-378
JUDGE SUSAN J. DLOTT

MOTION TO ADMIT
BARRY VAUGHN FREDERICK,
ESQ., PRO HAC VICE

To the Clerk of the Court and all parties of record:

Pursuant to Local Rule 83.5(d), Paul H. Tobias, Esq., trial attorney for Plaintiffs, respectfully moves the Court to admit *pro hac vice* Barry Vaughn Frederick member of the bar of the State of Alabama to appear as co-counsel for Plaintiffs in this case.

Pursuant to Local Rule 83.5(d), a certificate of good standing for Mr. Frederick from the State of Alabama is enclosed. A check for \$50.00, payable to the Clerk of the Courts, is tendered with this Motion. Also attached is a proposed order.

Respectfully submitted,



Paul H. Tobias – 0032415
Tobias, Kraus & Torchia
911 Mercantile Library Building
414 Walnut Street
Cincinnati, Ohio 45202
(513) 241-8137
Attorney for Plaintiff

CERTIFICATE OF SERVICE

This is to certify that a copy of the above and foregoing has been served via United States Mail, first class postage prepaid, to:

Jill Thompson O'Shea, Esq.
Atrium II
139 East Fourth Street
P.O. Box 960
Cincinnati, OH 45201

Gregory V. Mersol
Baker & Hostetler, LLP
3200 National City Center
1900 East Ninth Street
Cleveland, OH 44114-3485

This the 17 day of May, 2004.

A handwritten signature in black ink, appearing to be 'P. H. Tobias', written over a horizontal line.

Paul H. Tobias – 0032415